

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

EUSTACE ARRINDELL, Individually and
As Administrator of the Estate of
Marguerite Arrindell, deceased,

NOTICE OF MOTION

Plaintiff,

v.

Civil Docket No.: 09-cv-0165

TIMOTHY B. HOWARD,
Sheriff of the County of Erie,
ERIE COUNTY SHERIFF'S DEPARTMENT,
COUNTY OF ERIE, RONALD MOSCATI, MD,
LESLEY PYJAS, RN and
ANDREW CASE, PA

Defendants.

PLEASE TAKE NOTICE that Plaintiff, Eustace Arrindell, Individually and as
Administrator of the Estate of Marguerite Arrindell, by his attorneys, Vinal & Vinal, P.C., will
move before the Honorable William M. Skretny, United States District Judge, at a date and time
to be determined by the Court, for an order approving the settlement the settlement of the above
captioned matter and for allocation of said settlement pursuant to Local Rule 41.1(c), and for
such other and further relief as to the court seems just and proper, upon the declaration of Jeanne
M. Vinal, Esq., February 1, 2013, and the affidavit of Eustace Arrindell, sworn to on February 4,
2013, and upon the pleadings and proceedings had heretofore herein

DATED: Buffalo, New York
February 6, 2013

Vinal & Vinal, P.C.

By: s/Jeanne M. Vinal
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Kenneth R. Kirby, Esq.
Erie County Attorney and
Attorney for Defendants
*Timothy B. Howard, Sheriff Of the County of Erie, and
County of Erie, also sued herein as
Erie County Sheriff's Department*
69 Delaware Avenue, Suite 300
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